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OFFICE OF PETITIONS

In re Application of	:	
Szlam, et al.	:	
Application No. 09/437,414	:	ON PETITION
Filed: November 10, 1999	:	
Attorney Docket No. CONCERTO-500AX	:	
For: DYNAMIC AND INTERDEPENDENT	:	
PROCESSING OF INBOUND AND	:	
OUTBOUND COMMUNICATIONS	:	

This is a decision on the November 20, 2006 (certificate of mailing date November 17, 2006) petition captioned under 37 CFR 1.47, which is being treated under 37 CFR §1.183 as a request for waiver of 37 CFR § 1.67 which requires that a supplemental declaration be executed by all named inventors.

The petition under 37 CFR §1.183 to waive of 37 CFR § 1.67 is **GRANTED**.

Once an application has received a fully executed oath or declaration and been placed on the files for examination, the provisions of 37 CFR 1.47 no longer apply. Rather, the remedy for treating an inventor's refusal or unavailability to sign a supplemental oath or declaration is waiver of 37 CFR 1.67. See MPEP 603.

The current Rule 183 petition fee is \$400.00. Petitioners have submitted \$130.00 towards the petition fee. Deposit account no. 02-3285 will be charged the \$270.00 balance due.

Petitioner has shown that James W. Crooks cannot be located after diligent search and that Aleksander Szlam received a copy of the application and an oath and declaration, but orally refused to execute the oath and declaration.

The supplemental declaration that lacks Crooks' and Szlam's respective signatures has been accepted on petition.

After the mailing of this decision, the application will be returned to Technology Center A.U. 2614 for consideration of the amendment filed on November 20, 2006 (certificate of mailing date November 17, 2006).

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, reading "Shirene Willis Brantley". The signature is written in a cursive, flowing style.

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy